

TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
Division of Solid Waste Management
5th Floor, L & C Tower
401 Church Street
Nashville, Tennessee 37243-1535
(615) 532-0780

NOTICE OF INTENT TO ISSUE PERMIT
FOR A SOLID WASTE DISPOSAL FACILITY

The Tennessee Department of Environment and Conservation (TDEC), Division of Solid Waste Management (DSWM), has tentatively decided to issue a solid waste disposal major permit modification to the Tennessee Valley Authority (TVA) for construction, operation, closure, and post-closure care of a lateral expansion to the existing TVA Kingston Fossil Plant Ash Landfill for the disposal of industrial waste consisting of fly ash and bottom ash and gypsum generated onsite from the burning of coal by the TVA Kingston Fossil Plant. The lateral expansion will be within the footprint of an existing ash impoundment. Due to a localized dike failure in the existing disposal area, TVA built an interim dredge cell within the lateral expansion area and operated this cell until the dike was properly repaired and normal disposal operations resumed. This interim cell has been incorporated into the long-term design and operations of the lateral expansion area.

The facility, identified as IDL 73-0094, located in Roane County at 714 Swan Pond Road, approximately 2 ½ miles southeast of Harriman, Tennessee (latitude 35°54'40" N/longitude 84°30'42" W), at the base of a peninsula formed by the Clinch and Emory River embayments of Watt's Bar Lake, about 2.7 miles above the confluence of the Clinch and Tennessee Rivers. No hazardous wastes, as regulated by the Tennessee Hazardous Waste Management Act (Tennessee Code Annotated, Section 68-212-101, et. seq.) and the Rules adopted pursuant to the Act, shall be accepted for disposal at this facility. The official contact person for the facility is Mr. Larry C. Bowers, Senior Solid Waste Specialist, Environmental Affairs, TVA, 1101 Market Street, LP 5D, Chattanooga, TN 37402-2801, telephone: 423-751-4947.

Following an in-depth review of the application, DSWM has made a preliminary determination that this proposal meets the applicable requirements of Tennessee Rule Chapter 1200-1-7, Solid Waste Processing and Disposal. It is the present intent of DSWM, pending consideration of any contrary technical information received during the public comment period ending on September 6, 2006, that this permit be issued. Copies of the application and data for this proposal may be viewed at the Kingston Public Library, 1004 Bradford Way, Kingston, TN 37763-3100; telephone: 865-376-9905. These materials are also available for public inspection in the Public Access Area at the TDEC Knoxville Environmental Field Office, 3711 Middlebrook Pike, Knoxville, TN 37921; telephone: 865-594-6035.

During the public comment period provided, any interested person may submit written comments on the draft permit and may request a public hearing. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. The public is invited to submit comments in writing to: Mr. Mike Apple, Director, Division of Solid Waste Management, 5th Floor, L&C Tower, 401 Church Street, Nashville, TN 37243-1535; telephone: 615-532-0780. Comments must be received by 4:30 p.m. CDT on Wednesday, September 6, 2006, to assure consideration. After considering all public comments, the DSWM Director will issue a final permit decision and a Response to Comments, which can be viewed at the Kingston Public Library or at the TDEC Environmental Field Office in Knoxville.

The Tennessee Department of Environment and Conservation is committed to principles of equal opportunity, equal access, and affirmative action. Contact the EEO/AA Coordinator at 1-888-867-7455 or the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service at 1-800-848-0298.

Persons who wish to be on the Division of Solid Waste Management's mailing list should obtain a Mailing List Request form by calling or writing the Public Participation Officer, Division of Solid Waste Management, Tennessee Department of Environment and Conservation, 5th Floor, L & C Tower, 401 Church Street, Nashville TN 37243-1535, telephone: (615) 532-0798, email: solid.waste@state.tn.us.

NOTICE ISSUED July 24, 2006